



US Army Corps  
of Engineers  
Seattle District

# Public Notice of Application for Permit

**Regulatory Branch**  
**Post Office Box 3755**  
**Seattle, Washington 98124-3755**  
**Telephone (206) 764-3495**  
**ATTN: Jessica Winkler, Project Manager**

**Public Notice Date: June 15, 2005**  
**Expiration Date: July 15, 2005**  
**Reference: 200400887**  
**Name: Cape George Colony Club**

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Interested parties are hereby notified that an application has been received for a Department of the Army permit in accordance with Section 10 of the Rivers and Harbors Act of 1899, and Section 404 of the Clean Water Act for certain work described below and shown on the enclosed drawings.

**APPLICANT:** Cape George Colony Club  
61 Cape George Drive  
Port Townsend, Washington  
ATTN: Robert Phillips  
Telephone: (360) 385-2208

**LOCATION:** At Cape George at the mouth of Discovery Bay near Port Townsend, Jefferson County, Washington.

**WORK:** Dredge up to 900 cubic yards of accumulated sand and cobble from the marina entrance channel on an annual basis. A land or beach operated track-mounted backhoe or front-end loader would be used to remove material to reach a bottom elevation of minus 3.5 feet Mean Lower Low Water (MLLW). The dredged material would be placed as beach nourishment between the Mean Higher High Water line and 4 feet MLLW along the seawall to the south of the entrance channel. Replace structural dock components such as support beams, dock modules, toe rails and decking, as shown on sheet 6 of 8 of the project drawings.

Individual permits issued by this office are normally valid for 3 years from the date of issuance. The work proposed by the Cape George Colony Club in this Public Notice covers a period of more than 3 years. Pursuant to the requirements of 33 CFR 325.6(c), the District Engineer hereby establishes the duration of a permit for this work, if one were issued, to be 5 years from the date of issuance.

**PURPOSE:** Maintenance of structures and access channel to allow continued marina operation.

**PUGET SOUND DREDGED DISPOSAL ANALYSIS (PSDDA):** Dredged Material Testing: This project has been evaluated according to the guidelines specified in PSDDA, a multi-agency program for the evaluation of dredged material proposed for disposal at open-water sites in Puget Sound. Under PSDDA guidelines, very small dredging projects in generally uncontaminated areas provide little reason to believe that unacceptable adverse effects are possible, and are, therefore, exempt from testing. The dredging volume for this project falls below that which would trigger sediment testing (1000 cubic yards in a "moderate-ranked" area). The PSDDA agencies approved the dredged material for in-water placement for beneficial use. Prior to maintenance dredging cycle, the PSDDA agencies will determine whether additional sediment testing is required. If additional testing is required, no in-water disposal will take place until the material has been determined suitable for in-water disposal by the PSDDA agencies.

**ENDANGERED SPECIES:** The Endangered Species Act (ESA) requires federal agencies to consult with the National Marine Fisheries Service (NMFS) and/or U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7 of ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered or any designated critical habitat. The Bald eagle (*Haliaeetus leucocephalus*), threatened, Marbled murrelet (*Brachyramphus marmoratus*), threatened, Coastal/Puget Sound bull trout (*Salvelinus confluentus*), threatened, Puget Sound Chinook (*Oncorhynchus tshawytscha*), threatened, and Hood Canal summer chum (*Oncorhynchus keta*), threatened, in the state of Washington, may occur in the proposed project area. For marbled murrelet critical habitat has been designated and for bull trout, Chinook and chum, critical habitat has been proposed. After receipt of comments from this public notice, the U.S. Army Corps of Engineers will evaluate the potential impacts to the bald eagle, marbled murrelet, bull trout, Chinook and chum.

**ESSENTIAL FISH HABITAT:** The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed action would impact EFH for Pacific salmon, Groundfish, and Coastal Pelagic Species in the project area.

If the U.S. Army Corps of Engineers (Corps) determines that the proposed action may adversely affect EFH for federally managed fisheries in Washington waters, the Corps will initiate EFH consultation with the NMFS. The Corps' final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

**CULTURAL RESOURCES:** The District Engineer has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible and other sources of information. There are no recorded historic properties within the permit area. The proposed work is of such a limited nature and extent that little likelihood exists for the project to impinge upon an unrecorded historic property. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area. This public notice initiates consultation under Section 106 of the National Historic Preservation Act (36 CFR 800.4[a][3]), with any Tribe that has information or concerns with historic properties in the proposed permit area.

**PUBLIC HEARING:** Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

**EVALUATION:** The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Native American Nations or tribal governments; Federal, State, and local agencies and officials; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for the work. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

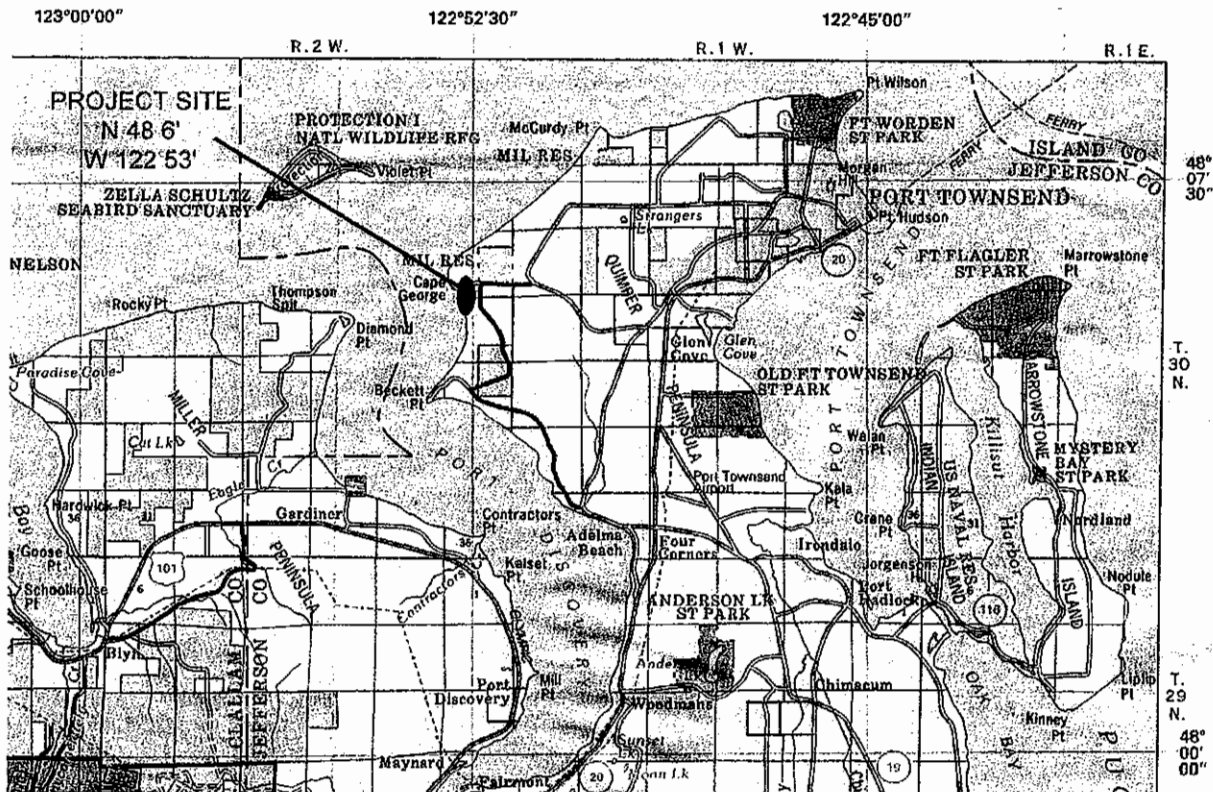
The proposed discharge will be evaluated for compliance with guidelines promulgated by the Environmental Protection Agency under authority of Section 404(b)(1) of the Clean Water Act. These guidelines require alternatives analysis for any proposed discharge of dredged or fill material into waters of the United States.

ADDITIONAL EVALUATION: The State of Washington is reviewing this work for consistency with the approved Washington Coastal Zone Management Program and for compliance with the applicable State and Federal water quality standards pursuant to Section 401 of the Clean Water Act. This proposal is the subject of Shorelines Substantial Development Permit application, which is being processed by Jefferson County.

COMMENT AND REVIEW PERIOD: Conventional mail or e-mail comments on this public notice will be accepted and made part of the record and will be considered in determining whether it would be in the public interest to authorize this proposal. In order to be accepted, e-mail comments must originate from the author's e-mail account and must include on the subject line of the e-mail message the permit applicant's name and reference number as shown below. All e-mail comments should be sent to [Jessica.G.Winkler@usace.army.mil](mailto:Jessica.G.Winkler@usace.army.mil). Conventional mail comments should be sent U.S. Army Corps of Engineers, Regulatory Branch, Post Office Box 3755, Seattle, Washington 98124-3755. Both conventional mail or e-mail comments must include the permit applicant's name and reference number, as shown below, and the commentor's name, address, and phone number. All comments whether conventional mail or e-mail must reach this office, no later than the expiration date of this public notice to ensure consideration. Please include the following name and reference number:

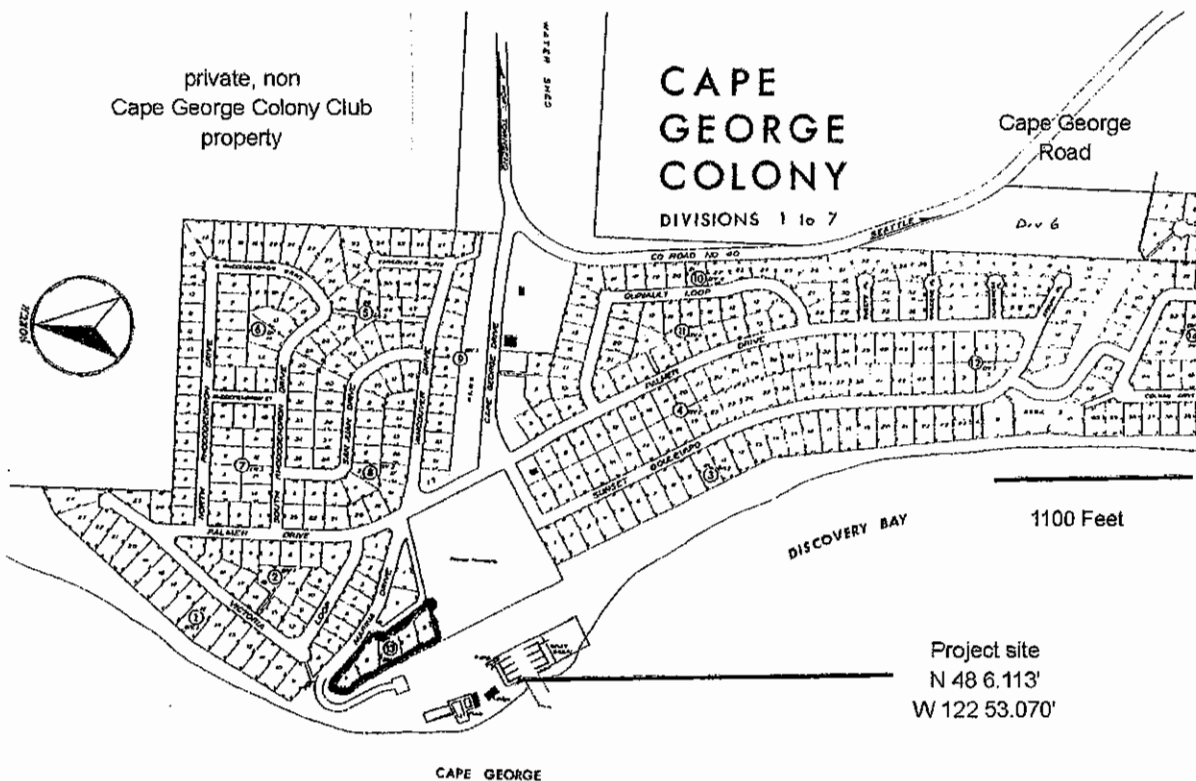
Cape George Colony Club  
200400887

Encl  
Drawings (8)



Vicinity Maps

Port Townsend is about 3 miles from the project site



Project 200400887  
Cape George Colony, Inc

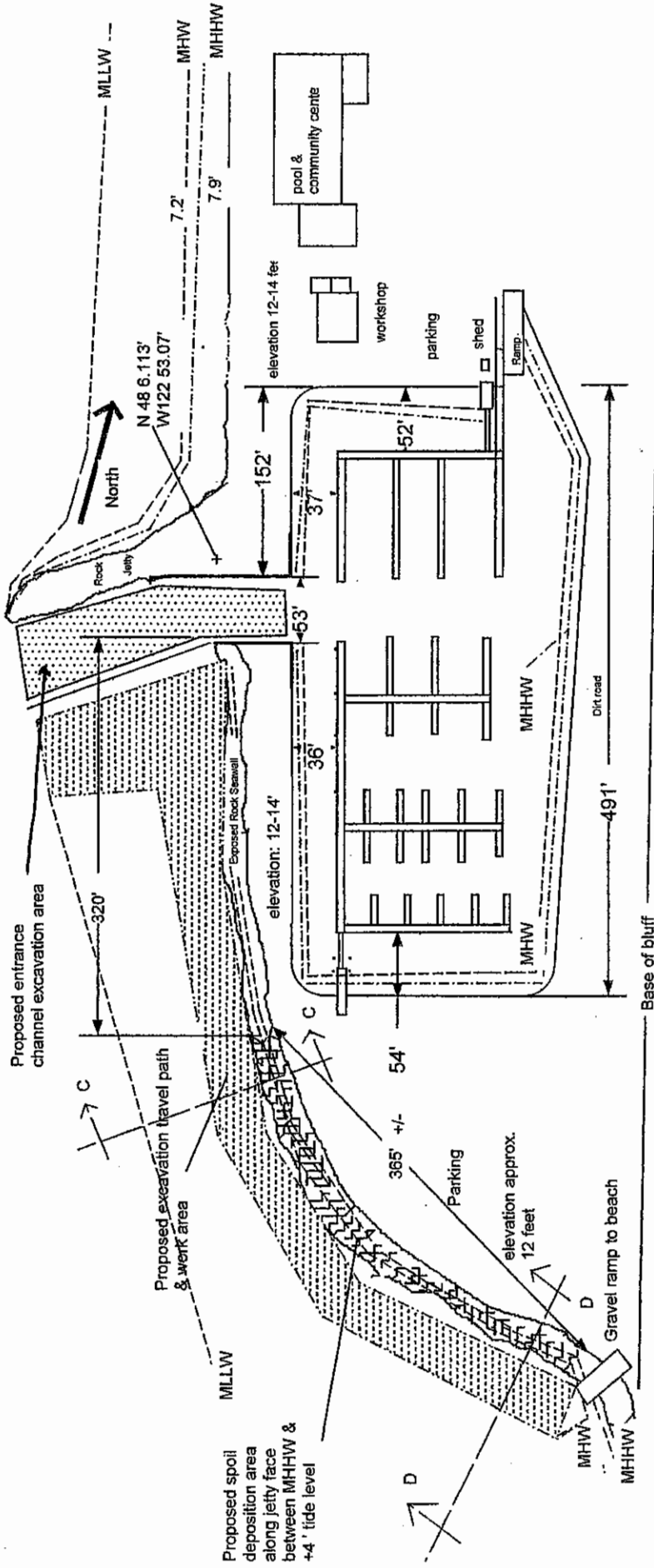
Proposed entrance channel dredging  
& dock maintenance

61 Cape George Dr  
Port Townsend, Jefferson County  
Wasjomgtpm 98368

April 10, 2005

200400887

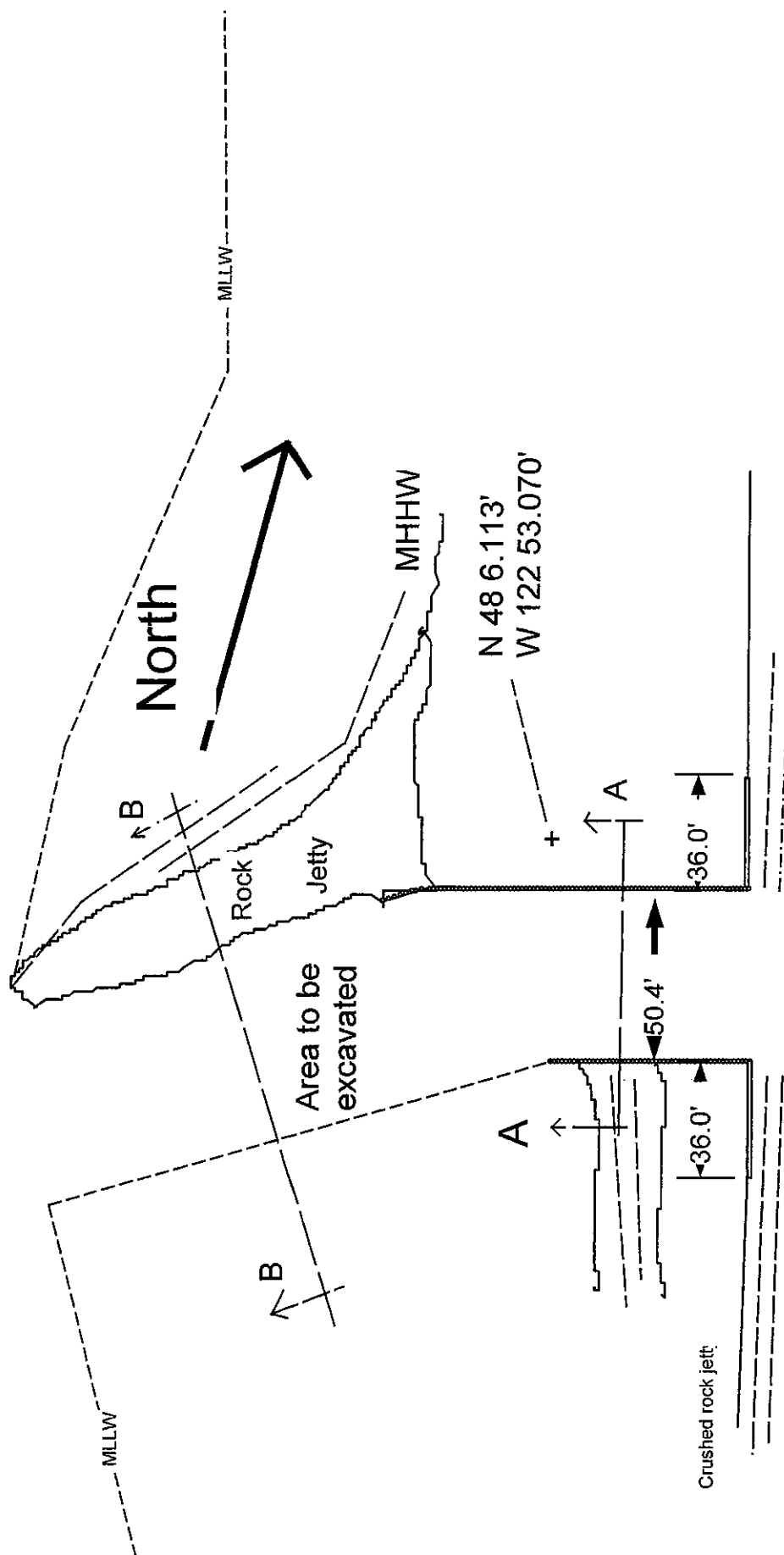
Sheet 1 of 8



Project 200400887  
Cape George Colony Club, Inc  
Proposed entrance channel dredging  
& dock maintenance

61 Cape George Dr  
Port Townsend, Jefferson County  
Washington 98368

200400887



Scale 1"= 50'

## Entrance Channel Enlargement

51 Cape George Dr 200400887

Port Townsend, Jefferson Coun  
Washington 98368

Project 200400887  
Cape George Colony Club, Inc

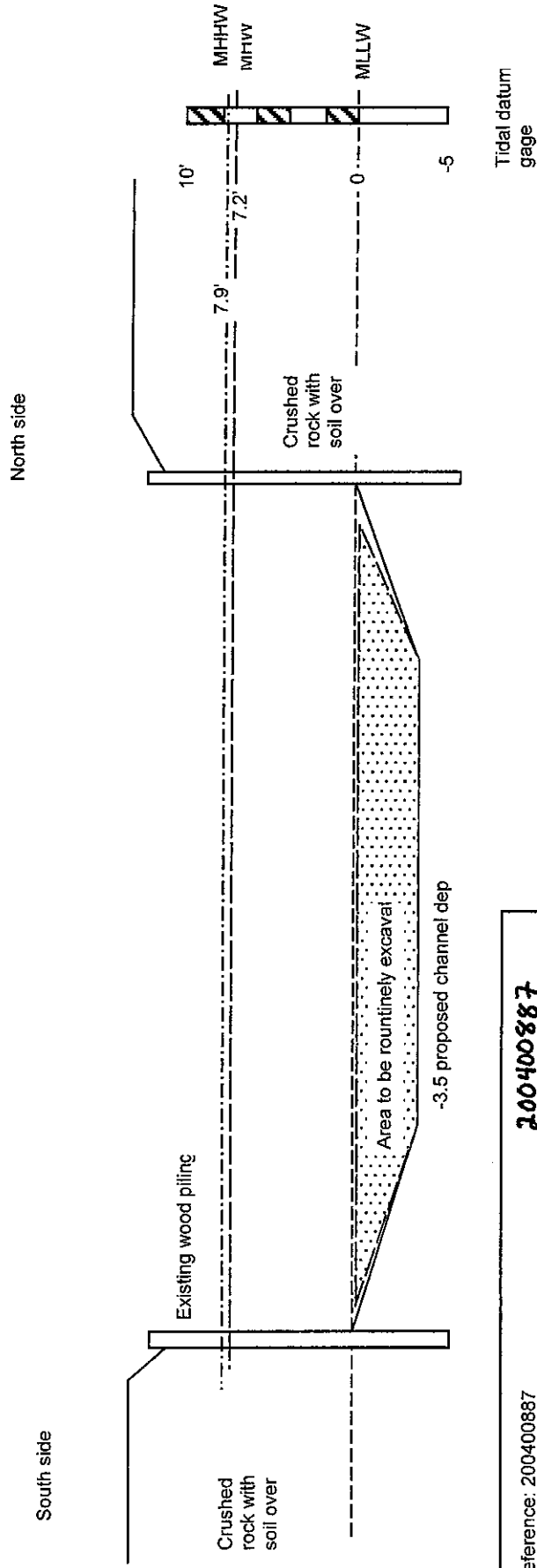
Proposed entrance channel dredging  
& dock maintenance

April 10, 2005

Sheet 3 of 8

# Entrance Channel

## Section A-A



Reference: 200400887

Cape George Colony Club, Inc.

Proposed entrance channel dredging  
& dock maintenance

at 61 Cape George Dr.  
Port Townsend, Jefferson County,  
Washington 98368

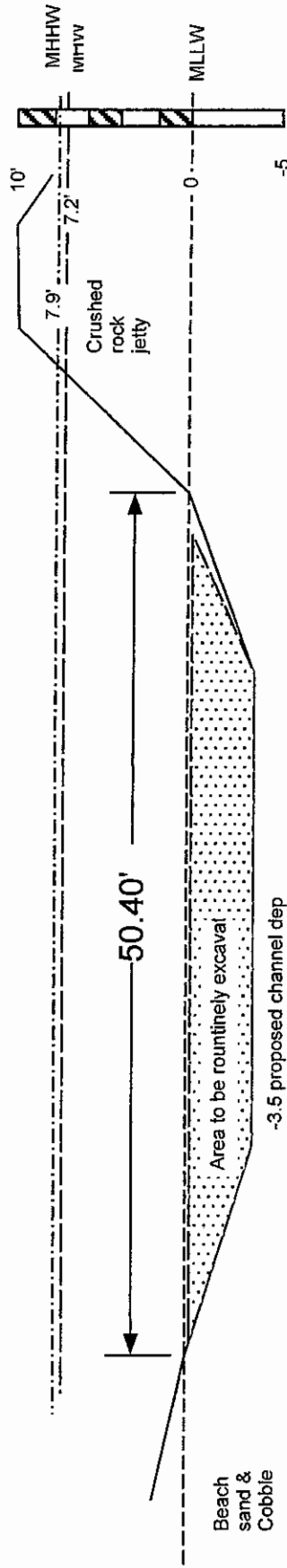
April 10, 2005

Sheet 4 of 8

# Entrance Channel

North side

## Section B-B



Tidal Datum  
& Scale  
1"=10'



Scale 1"= 10'

Sheet 5 of 8

200400887

Reference: 200400887  
Cape George Colony Club, Inc.

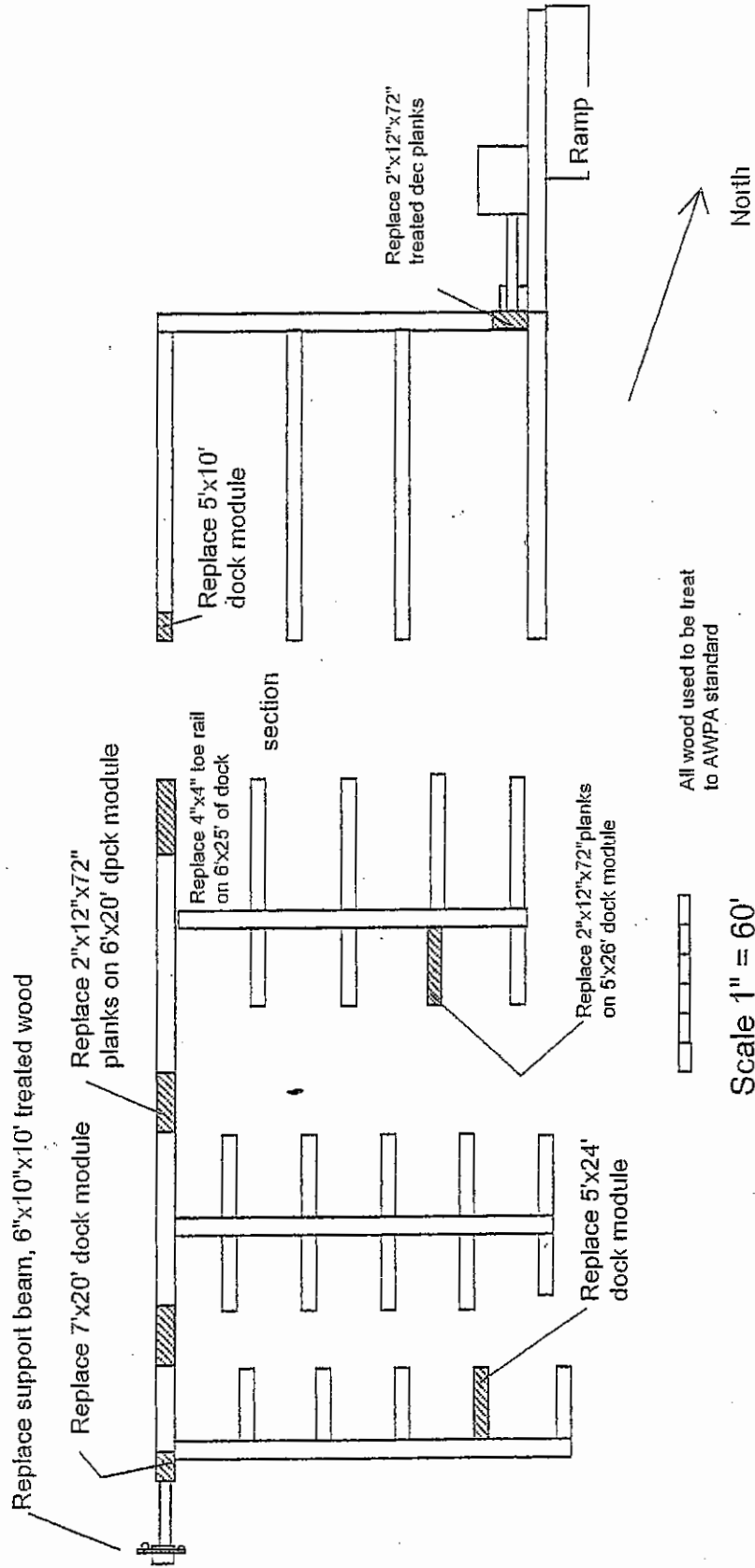
April 10, 2005

Proposed entrance channel dredging  
& dock maintenance

61 Cape George Dr,  
Port Townsend, Jefferson County  
Washington 98368



# Dock plan view enlargement



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Washington 98368

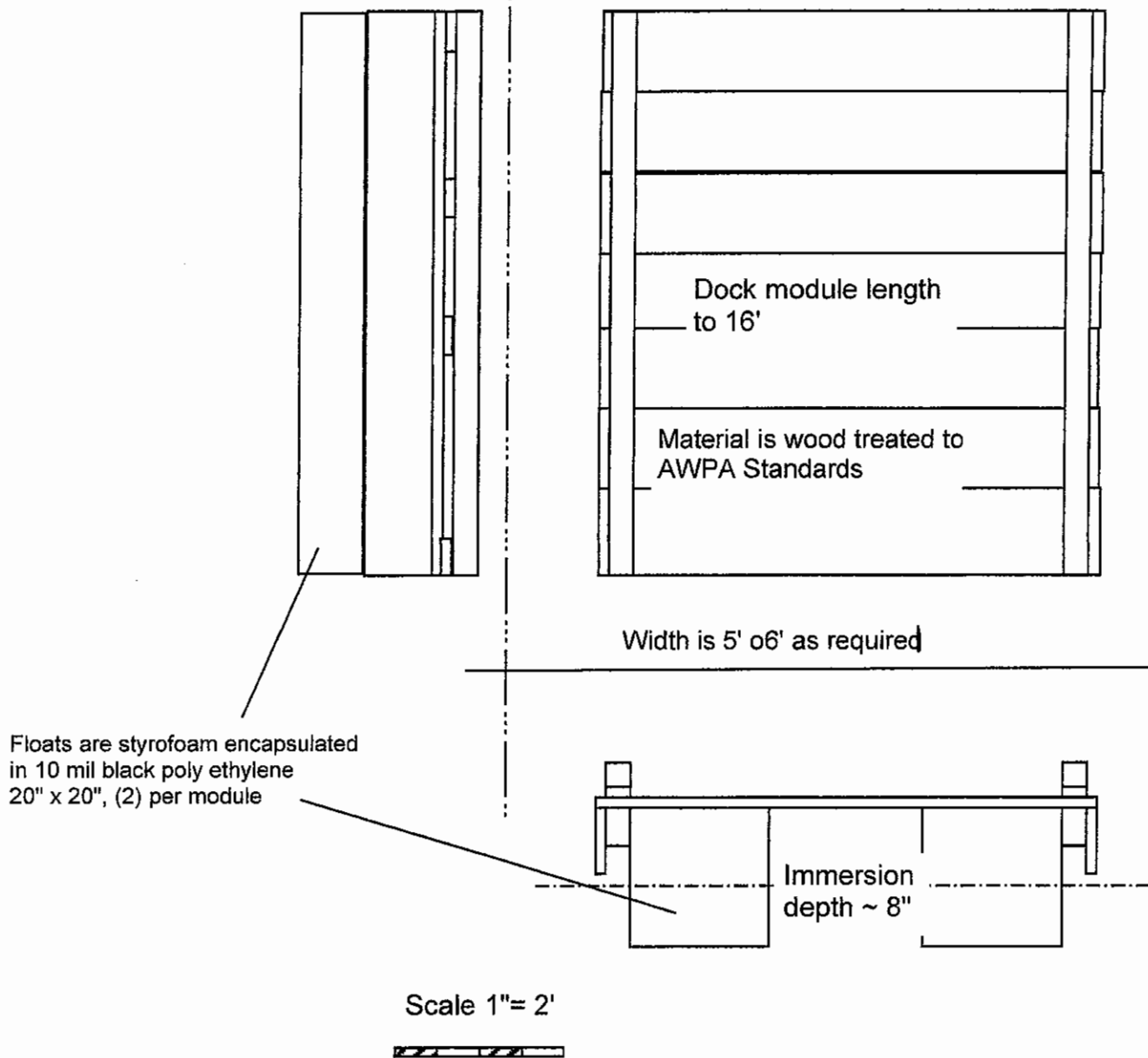
Project 200400887  
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Proposed entrance channel dredging  
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Sheet 6 of 8

Typical dock module, current & proposed



Reference 200400887  
Cape George Colony Club. Inc.

Sheet <sup>8</sup> of 8

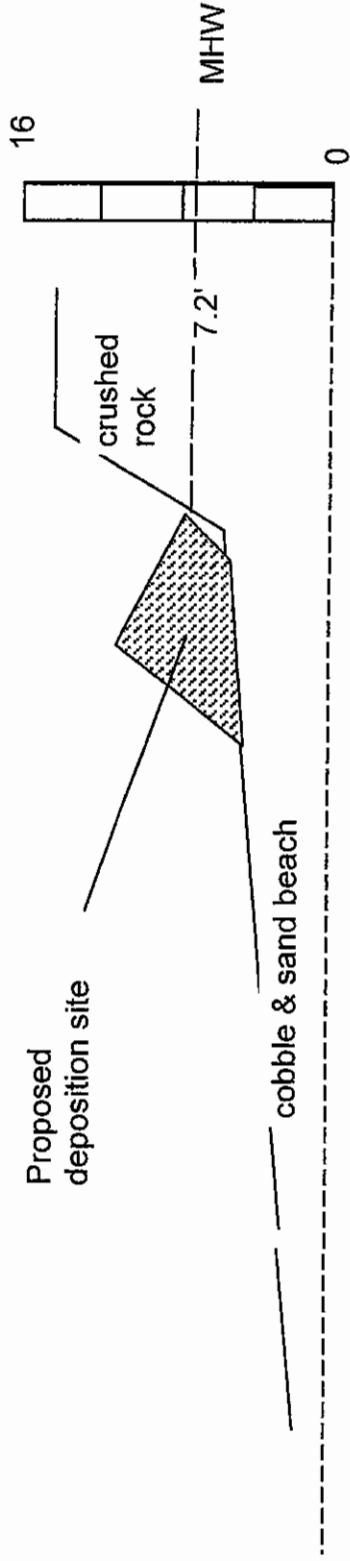
200400887

Proposed entrance channel dredging  
& dock maintenance

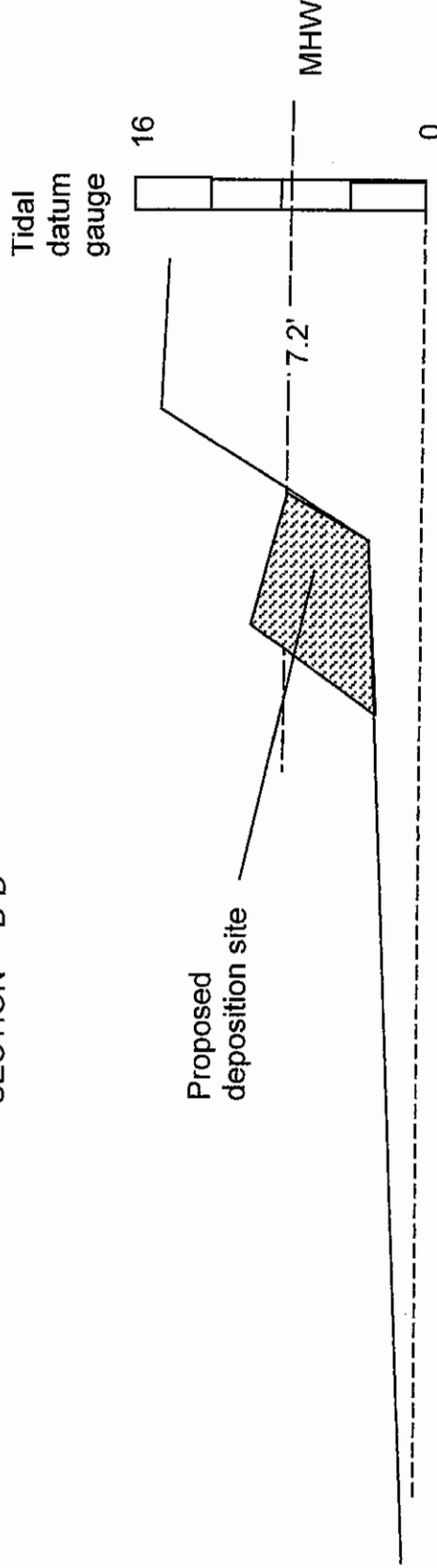
at 61 Cape George Dr  
Port Townsend. Jefferson County,  
Washington 98368

April 10, 2005

# BEACH SECTION IN AREA OF PROPOSED DREDGE SPOILS DEPOSITION



SECTION D-D



SECTION C-C

Scale 1"=10'

Reference 200400887  
Cape George Colony Club, Inc.

April 10, 2005

200400887-  
61 Cape George Dr  
Port Townsend, Jefferson County  
Washington 98368

Proposed entrance channel dredging  
& dock maintenance



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

*P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

Notice of Application for  
Water Quality Certification  
and for  
Certification of Consistency with the  
Washington Coastal Zone Management Program

Date: June 15, 2004

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 401 of the federal Clean Water Act of 1977 (PL 95-217), to certify that the project described in the U.S. Army Corps of Engineers Public Notice No. 200400887 will comply with the Sections 301, 302, 303, 306, and 307 of the Act, and with applicable provisions of State and Federal water pollution control laws.

Notice is hereby given that a request has been filed with the Department of Ecology, pursuant to the requirements of Section 307© of the Federal Coastal Zone Management Act of 1972 (16 U.S.C. 1451), to certify that the above referenced project will comply with the Washington State Coastal Zone Management Program and that the project will be conducted in a manner consistent with that program.

Any person desiring to present views on the project pertaining to the project on either or both (1) compliance with water pollution control laws or (2) the project's compliance or consistency with the Washington State Coastal Zone Management Program may do so by providing written comments within 30 days of the above publication date to:

Federal Permit Coordinator  
Department of Ecology  
SEA Program  
Post Office Box 47600  
Olympia, Washington 98504-7600